

**STATE OF HAWAII**  
**REQUEST FOR EXEMPTION FROM CHAPTER 103F, HRS**

06 APR 28 17:04

To: Chief Procurement Officer

ADMINISTRATION  
 STATE PROCUREMENT OFFICE  
 STATE OF HAWAII

From: Department of Health, Alcohol and Drug Abuse Division  
*Department/Division/Agency*

Pursuant to § 103F-101(a)(4), HRS, and Chapter 3-141, HAR, the Department requests a procurement exemption to purchase the following:

Title and description of health and human service(s):  Assessment Services for Unisured Youth- The purpose of this service is to provide substance abuse assessment services for students who are found in violation of the Department of Education's "zero tolerance" policy relating to alcohol and other drugs. Implementation of the DOE's "zero tolerance" policy relating to alcohol and other drugs requires students to be assessed if an initial screening indicates that further assessment is warranted.
---

Provider Name: Mutiple Providers selected from the "Treatment List of Qualitfied Providers."	Total Contract Funds: \$50,000	Term of Contract:  From:                      To:
Provider Address:  Providers will be selected from the Treatment List.	Contract Funds per Year (as applicable). \$50,000	Date of Approval from the State Procurement Office

Explanation describing how procurement by competitive means is either not practicable or not advantageous to the State:  It is not feasible to procure these services because: 1) Inability to Predict Need for the Services - We are unable to anticipate and plan for the need for these services, as it is directly related to the number of youth caught by teachers and school staff using or selling alcohol and other drugs on campus statewide, ADAD will need access to a sufficient number of qualified individuals across the state to adequately address the possible demand for this service. This is particularly important in rual areas of the state with limited number of qualified individuals within the community. 2) Client Choice- A process is needed that allows students and their families to choose the qualified individuals within their communities to obtain a valid assessment. Client choice is an important aspect of effective service delivery. Students and parents need to be able to identify and work with treatment providers that they are compatible with and are able to develop strong therapuetic relationship. 3) Immediate Access - The process must also support direct and immediate access to qualified treatment providers in order to provide needed assessment services in a timely manner to enable students an opportunity to return to school earlier as detailed in the DOE discipline policy. It is also important to note that any delays in obtaining assessment services could negatively impact the intervention or treatment outcomes. Providing timely and appropriate services, when an individual is in a situation when they are forced to confront their alcohol or substance use, can be a strong motivating factor to encourage students to seek appropriate services.
--

**STATE OF HAWAII**  
**REQUEST FOR EXEMPTION FROM CHAPTER 103F, HRS**

Details of the process or procedure to be followed in selecting the service provider to ensure maximum fair and open competition as practicable:

Because the nature of the service need is largely similar to the conditions for utilizing the treatment method of procurement the ADAD is requesting permission to use the Treatment List of Qualified Private Providers as a mechanism to provide substance abuse assessment services with the exception to section 3-145-205. ADAD is requesting that it would establish a set rate of payment for all providers delivering services and allow students and their parents to select any provider on the list without the involvement of the head of the purchasing agency regarding the selection of the service provider. With this variation to the procedure ADAD will have the ability to address this vital need in communities across the state in an efficient and effective manner; ensure that students and families most in need, individuals without medical insurance, are able to access needed substance abuse assessment services; and if appropriate effectively intervene with students and their families to provide intervention or treatment services statewide. The ADAD would also work closely with the State Procurement Office (SPO) in establishing minimum qualification for individuals to be placed on the treatment list as well as provide staff expertise in evaluating the statements of qualifications submitted to the SPO.

A description of the state agency's internal controls and approval requirements for the exempted procurement: The ADAD together with the Department of Education (DOE) will develop and have in place general procedures and guidelines to ensure requested services are: (1) For students within the public school system who are found in violation of the DOE "zero tolerance" policy regarding alcohol and other drugs; (2) that students and their families do not have medical insurance that is able to provide substance abuse assessment services; (3) direct access to a various qualified treatment professionals in their community that will be able to provide comprehensive and accurate substance abuse assessment services in a timely manner. ADAD will also ensure that contract agreements and payment procedures will be developed to ensure that all treatment providers will have a clear understanding of the general scope of services expected and the method of payment and compensation for services provided. Program Specialists along with fiscal staff will periodically, at a minimum once per year, review contractor documents and case files to substantiate completed work and to assure services are provided as detailed by the service agreement. The ADAD will also be asking qualified treatment providers to utilize a standardized assessment tool (the Adolescent and Drug Abuse Diagnosis). The ADAD will also be providing training on the use of this assessment tool if treatment providers are not familiar with this specific instrument.

A list of state agency personnel, by position title, who will be involved in the approval process and administration of the contract:

Margaret Tom, Department of Health-Alcohol and Drug Abuse Division-Community and Consultative Services Branch Administrator.

Jully Lim, Department of Health-Alcohol and Drug Abuse Division-Fiscal Unit.

Direct questions to (name & position):  
Keith Yamamoto, Alcohol and Drug  
Abuse Division-Chief

Phone number:  
808-692-7506

e-mail address:  
keith.yamamoto@doh.hawaii.gov

This exemption should be considered for list of exemptions attached to Chapter 3-141, HAR: Yes ☐ No ☒

**STATE OF HAWAII**  
**REQUEST FOR EXEMPTION FROM CHAPTER 103F, HRS**

I certify that the information provided above is to the best of my knowledge, true and correct.

  
\_\_\_\_\_  
*Department Head Signature*

APR 27 2006  
\_\_\_\_\_  
*Date*

Chiyome Leinaala Fukino, M.D.  
\_\_\_\_\_  
*Typed Name*

Director of Health  
\_\_\_\_\_  
*Position Title*

Chief Procurement Officer's Comments:

Approval is through December 30, 2006. During this time ADAD shall collect data as to number of assessments, geographic area in which services were provided and any other data necessary to determine feasibility of issuing a competitive procurement.

Please ensure adherence to applicable administrative requirements.

☒ Approved      ☐ Denied

  
\_\_\_\_\_  
*Chief Procurement Officer*

5/5/06  
\_\_\_\_\_  
*Date*

cc:      Administrator  
         State Procurement Office

**State of Hawaii**  
**Notice of Request for Exemption from Chapter 103F, HRS**

The chief procurement officer is considering this request for exemption and, if there is good cause, the state intends to exempt the purchase as described in the request. Any inquiries regarding the purchase shall be directed to the contact person noted on page two of the request. Any concerns regarding the exemption shall be in writing and received by the chief procurement officer within seven days of the date the notice was first posted. Concerns shall be mailed to: Aaron Fujioka, Chief Procurement Officer, State Procurement Office, 1151 Punchbowl St., #230A, Honolulu, HI 96813.